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JANUARY 26, 2007

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 Holders of USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT
 DISTRICT OF NEVADA**

In re:) BK-S-06-10725-LBR
 USA COMMERCIAL MORTGAGE COMPANY) Chapter 11
 Debtor)

In re:) BK-S-06-10726-LBR
 USA CAPITAL REALTY ADVISORS, LLC,) Chapter 11
 Debtor)

In re:) BK-S-06-10727-LBR
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,) Chapter 11
 Debtor)

In re:) BK-S-06-10728-LBR
 USA CAPITAL FIRST TRUST DEED FUND, LLC,) Chapter 11
 Debtor.)

In re:) BK-S-06-10729-LBR
 USA SECURITIES, LLC,) Chapter 11
 Debtor.)

Affects)

☐ All Debtors) Date: March 1, 2007
☒ USA Commercial Mortgage Co.) Time: 9:30 a.m.
☐ USA Securities, LLC)
☐ USA Capital Realty Advisors, LLC)
☐ USA Capital Diversified Trust Deed)
☒ USA First Trust Deed Fund, LLC)

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CERTIFICATE OF SERVICE

1 I HEREBY CERTIFY that on the 26th day of January, 2007 I served the following
2 document(s):

- 3 1. Motion for Order Pursuant to Bankruptcy Code Sections 1141 and 1142 to
4 Enforce Confirmed Debtors' Third Amended Joint Chapter 11 Plan of
5 Reorganization as it Related to Allocation of Sale Proceeds (Affects Debtors USA
6 Commercial Mortgage Company and USA Capital First Trust Deed Fund, LLC);
- 7 2. Declaration of Matthew Kvarda in Support of Motion for Order Pursuant
8 to Bankruptcy Code Sections 1141 and 1142 to Enforce Confirmed Debtors'
9 Third Amended Joint Chapter 11 Plan of Reorganization as it Relates to
10 Allocation of Sale Proceeds (Affects Debtors USA Commercial Mortgage
11 Company and USA Capital First Trust Deed Fund, LLC); and
- 12 3. Notice of Motion for Order Pursuant to Bankruptcy Code Sections 1141
13 and 1142 Directing Allocation of Overbid Proceeds Between USA Capital
14 Diversified Trust Deed and USA Commercial Mortgage Company Pursuant to the
15 Terms of the Plan (Affects Debtors USA Commercial Mortgage Company and
16 USA Capital First Trust Deed Fund, LLC).

17 I served the above document by the following means to the persons as listed below:

- 18 ☒ a. ECF System. (See attached Notice of Electronic Filing)
- 19 ☐ b. United States mail, postage full prepaid to the following:
- 20 ☐ c. Personal service.

21 I personally delivered the documents to the persons at these addresses:

- 22 ☐ For a party represented by an attorney, delivery was made by handing the
23 document(s) at the attorney's office with a clerk or other person in
24 charge, or if no one is in charge, by leaving the document(s) in a
25 conspicuous place in the office.
- 26 ☐ For a party, delivery was made by handing the document(s) to the party
27 or by leaving the document(s) at the person's dwelling house or usual
28 place of abode with someone of suitable age and discretion residing
there.

- ☐ d. By direct email.

Based upon the written agreement of the parties to accept service by email or
a court order, I caused the document(s) to be sent to the persons at the email
addresses listed below. I did not receive, within a reasonable time after the

1 transmission, any electronic message or other indication that the transmission
2 was unsuccessful.

3 ☐ e. **By fax transmission.**


4 Based upon the written agreement of the parties to accept serve by fax
5 transmission or a court order, I faxed the document(s) to the persons at the
6 fax numbers listed below. No error was reported by the fax machine that I
7 used. A copy of the record of the fax transmission is attached.

8 ☐ f. **By messenger.**

9 I served the document(s) by placing them in an envelope or package
10 addressed to the persons at the addresses listed below and providing them to
11 a messenger for service.

12 I declare under penalty of perjury that the foregoing is true and correct.

13 DATED this 26th day of January, 2007.

14 
15 Anna-Marie Boehmer, an employee of
16 SHEA & CARLYON, LTD.
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File a Motion:

06-10725-lbr USA COMMERCIAL MORTGAGE COMPANY

Type: bk Chapter: 11 v Office: 2 (Las Vegas)
Judge: lbr Assets: y
Case Flag: EXHS, BAPCPA, LEAD, JNTADMN, APPEAL, AddAty

U.S. Bankruptcy Court

District of Nevada

Notice of Electronic Filing

The following transaction was received from SHERMAN, SHLOMO S. entered on 1/25/2007 at 6:36 PM PST and filed on 1/25/2007

Case Name: USA COMMERCIAL MORTGAGE COMPANY

Case Number: 06-10725-lbr

Document Number: 2574

Docket Text:

Motion to Enforce *Debtors Third Amended Joint Chapter 11 Plan of Reorganization As It Relates to Allocation of Sale Proceeds* Filed by SHLOMO S. SHERMAN on behalf of OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC (SHERMAN, SHLOMO)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:Z:\USA Investors Committee #1500\Electronic Filing\1142b Motion.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=989277954 [Date=1/25/2007] [FileNumber=7720638-0]
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401270261a11be50802df6e2b5900cca4f40e7473863c64f16280c9dfe17]]

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06-10725-lbr Notice will not be electronically mailed to:

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U.S. Bankruptcy Court

District of Nevada

Notice of Electronic Filing

The following transaction was received from SHERMAN, SHLOMO S. entered on 1/25/2007 at 6:40 PM PST and filed on 1/25/2007

Case Name: USA COMMERCIAL MORTGAGE COMPANY

Case Number: 06-10725-lbr

Document Number: 2575

Docket Text:

Declaration of Matt Kvarda in Support of Motion to Enforce Debtors Third Amended Joint Chapter 11 Plan of Reorganization As It Relates to Allocation of Sale Proceeds Filed by SHLOMO S. SHERMAN on behalf of OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC (Related document(s)[2574] Motion to Enforce, filed by Creditor Committee OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC) (SHERMAN, SHLOMO)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:Z:\USA Investors Committee #1500\Electronic Filing\Decl. of Kvarda in Support of 1142 Motion.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=989277954 [Date=1/25/2007] [FileNumber=7720647-0]
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Case Number: 06-10725-lbr

Document Number: 2576

Docket Text:

Notice of Hearing/Motion to Enforce Debtors Third Amended Joint Chapter 11 Plan of Reorganization As It Relates to Allocation of Sale Proceeds Hearing scheduled 3/1/2007 at 09:30 AM at LBR-Courtroom 1, Foley Federal Bldg.. Filed by SHLOMO S. SHERMAN on behalf of OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC (Related document(s)[2574] Motion to Enforce, filed by Creditor Committee OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC) (SHERMAN, SHLOMO)

The following document(s) are associated with this transaction:

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